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Date of Deposit: September 23, 2003

Our Case No.: 9763/8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joel W. Benson and John T. Wellehan

Serial No.: Not Assigned

Filing Date: Not Assigned

For: System For Detecting A Surface  
Contour Of the Human Foot

Examiner: Not Assigned

Group Art Unit No.: Not Assigned

INFORMATION DISCLOSURE STATEMENT

**Mail Stop Patent Application**

Commissioner for Patents

Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed below and on the attached Form PTO-1449 be considered by the Examiner in the above-identified application and made of record.

The references now cited are the following:

**US PATENT DOCUMENTS**

No.	Date	Name
2,010,407	08/06/35	MATTHIAS
2,162,916	06/20/39	HYLAND
2,230,143	01/28/41	HYLAND
2,323,539	07/06/43	HYLAND et al.
2,330,317	09/28/43	STEWART

3,696,456	10/10/72	DUNHAM et al.
4,153,998	05/15/79	MCMURTRY
4,279,080	07/21/81	NAKAYA
4,449,264	05/22/84	SCHWARTZ
4,454,618	06/19/84	CURCHOD
4,510,636	04/16/85	PHILLIPS
4,517,696	05/21/85	SCHARTZ
4,604,807	08/12/86	BOCK et al.
4,679,331	07/14/87	KOONTZ
4,745,290	05/17/88	FRANKEL et al.
4,817,222	04/04/89	SHAFIR
4,858,621	08/22/89	FRANKS
4,876,758	10/31/89	ROLLOFF et al.
4,972,597	11/27/90	KADOSAKI et al.
5,025,476	06/18/91	GOULD et al.
5,102,223	04/07/92	UESUGI et al.
5,128,880	07/07/92	WHITE
5,195,030	03/16/93	WHITE
5,206,804	04/27/93	THIES et al.
5,216,594	06/01/93	WHITE et al.
5,231,723	08/03/93	WHITE et al.
5,237,520	08/17/93	WHITE
5,361,133	11/01/94	BROWN et al.
5,449,256	09/12/95	SUNDMAN
5,539,677	07/23/96	SMITH
5,640,779	06/24/97	ROLLOFF et al.
5,689,446	11/18/97	SUNDMAN et al.
5,711,607	01/27/98	BERNSTEIN

#### FOREIGN PATENT DOCUMENTS

596 762	03/25/32	Germany
2 308 062	08/23/73	Germany
2 821 247	11/22/79	Germany
172 972	02/16/35	Switzerland
190 837	05/15/37	Switzerland

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the references cited are, or are considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to submission of this Statement, the Commissioner is hereby authorized to deduct any such fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

This application is a divisional application of U.S. Serial No. 09/414,456, filed October 7, 1999 and entitled: System for Detecting the Surface Contour of the Human Foot (the "Parent Application"). The Parent Application is relied on for an earlier effective filing date for this divisional application under 35 U.S.C. § 120. All of the references cited in this Statement were either cited by the Examiner or in an Information Disclosure Statement in compliance with Rule 37 C.F.R. § 1.98(a), (b) and (c), in prosecution of the Parent Application. In accordance with Rule 37 C.F.R. § 1.98(d), copies of the cited references are available in the file of the Parent Application, and are therefore not provided with this Statement.

Applicants respectfully request that the listed references be made of record in the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joel W. Benson", written over a horizontal line.

Joel W. Benson  
Registration No. 29,002  
Attorney for Applicant(s)

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FORM PTO-1449	SERIAL NO. Not Assigned	CASE NO. 9763/8
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE Not Assigned	GROUP ART UNIT Not Assigned
(use several sheets if necessary)		APPLICANT(S): Joel W. Benson and John T. Wellehan

# REFERENCE DESIGNATION

# U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	2,010,407	08/06/35	MATTHIAS		
	A2	2,162,916	06/20/39	HYLAND		
	A3	2,230,143	01/28/41	HYLAND		
	A4	2,323,539	07/06/43	HYLAND et al.		
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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO
EXAMINER			DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES NO	
	A34	596 762	03/25/32	Germany			
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	A36	2 821 247	11/22/79	Germany			
	A37	172 972	02/16/35	Switzerland			
	A38	190 837	05/15/37	Switzerland			

EXAMINER INITIAL	OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)	
	A35	
	A36	

EXAMINER	DATE CONSIDERED
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